

EXECUTIVE COUNCIL OF IOWA AGENDA

- Teleconference Only -

Conference Call Phone Number: (866) 685-1580

Conference Code Pin: 0009990993

10:00 AM

May 24, 2021

1. Approval of minutes from the Executive Council meeting held on May 10, 2021
2. Iowa Code §7D.10 – Page 1
TAB # 1
3. Litigation Expense Fund – Page 1
TAB # 2
4. Leases – Pages 1 – 2
5. Payment of Cost Items – Pages 2- 5
6. Iowa Code §7D.16 – Page 5
TAB # 3

2. Iowa Code §7D.10

- A. Attorney General's office request Payment for Expenses under Iowa Code §7D.10 in the amount of \$16,000.00.

TAB # 1

3. Litigation Expense Fund

- A. Request from the Attorney General's office on behalf of the Department of Revenue to expend \$175,000 to cover potential expenses for the fourth quarter of the 2021 fiscal year.

TAB # 2

4. Leases

- A. Lease amendment (14-R) to correct the annual lease amount from \$13,945.00 to \$15,736.00 starting with the next payment due date and correcting the legal description of the leased property.

Date of Lease: Date of Consent to June 30, 2023

Legal Description: A portion of the bed of the Missouri River bed approximately 1,500 feet of frontage and up to 200 feet in depth located at River Mile 633.3 in Section 27, Township 95 North, Range 3 West, in the 5th P.M., Clayton County, Iowa.

Purpose: Commercial

Annual Fee: \$15,736.00

Michael J. Moss, Assistant Attorney General, has reviewed the above lease and approved the lease as to form.

- B. Lease amendment (18-R) to correct the annual lease amount from \$8,000.00 to \$5,257.81 starting with the next payment due date and correcting the legal description of the leased property.

Date of Lease: Date of Consent to June 30, 2023

Legal Description: A parcel of the bed of the Mississippi Rive including approcimately 1000 feet of frontage by 140 feet of depth located at Mississippi River Mile 633.3 located in Section 22, Township 75 North, Range 3 West, of the 5th P.M., Clayton County, Iowa.

Purpose: Commercial

Annual Fee: \$5,257.81

Michael J. Moss, Assistant Attorney General, has reviewed the above lease and approved the lease as to form.

- C. Lease assignment from Zen-Noh Grain Corp to Viserion Grain LLC.
 Date of Lease: Date of Consent to June 30, 2023
 Legal Description: A portion of the bed of the Missouri River bed approximately 1,500 feet of frontage and up to 200 feet in depth located at River Mile 633.3 in Section 27, Township 95 North, Range 3 West, in the 5th P.M., Clayton County, Iowa.
 Purpose: Commercial
 Annual Fee: \$15,736.00

Michael J. Moss, Assistant Attorney General, has reviewed the above lease and approved the lease as to form.

- D. Lease assignment from Zen-Noh Grain Corp to Viserion Grain LLC.
 Date of Lease: Date of Consent to June 30, 2023
 Legal Description: A parcel of the bed of the Mississippi Rive including approcimately 1000 feet of frontage by 140 feet of depth located at Mississippi River Mile 633.3 located in Section 22, Township 75 North, Range 3 West, of the 5th P.M., Clayton County, Iowa.
 Purpose: Commercial
 Annual Fee: \$5,257.81

Michael J. Moss, Assistant Attorney General, has reviewed the above lease and approved the lease as to form.

5. Payment of Cost Items

- A. Department of Natural Resources\$2,460.13
 Drainage taxes for the following counties:

Woodbury County	\$2,460.13
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Michael J. Moss, Assistant Attorney General, has reviewed this request and recommends payment.

- B. Department of Natural Resources\$11,869.24
 Drainage taxes for the following counties:

Dickinson County	\$945.00
Fremont County	\$10,624.46
Monona County	\$231.00
Woodbury County	\$68.78

Michael J. Moss, Assistant Attorney General, has reviewed this request and recommends payment.

- C. Richard J. Bennett, Sr.....\$1,728.00
PO Box 65666
West Des Moines, IA 50265
Special Counsel for the Criminal Appeals Division of the Iowa Attorney General's Office

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Attorney General's Office's Forfeiture Fund.

- D. Michael Marquess.....\$5,000.00
2183 Docks Drive
Garwin, IA 50632
Tribal cases when the offenses are committed by non-natives against non-natives (or without a victim) on the Sac and Fox Indian Settlement in Tama County

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the General Fund.

- E. Davis Brown Law Firm.....\$644.00
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
Unclaimed Property Probate Matters & Employee Retirement Income Security Act (ERISA)

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Unclaimed Property Fund.

- F. Patterson Law Firm L.L.P.....\$84.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Richard Adrian v. University of Iowa, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- G. Patterson Law Firm L.L.P.....\$356.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
MaryLou Birdsell v. Iowa State Penitentiary, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- H. Patterson Law Firm L.L.P.....\$42.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Kent Daugherty v. Iowa State Fair Authority and State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- I. Patterson Law Firm L.L.P.....\$56.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Santos Zamora De Minchoca v. University of Iowa, and State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- J. Patterson Law Firm L.L.P.....\$546.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Kelly Hartz v. University of Iowa Hospitals & Clinics, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- K. Patterson Law Firm L.L.P.....\$110.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Robert Kurtz v. Iowa Department of Transportation and State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- L. Patterson Law Firm L.L.P.....\$14.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Bryson Powell v. Glenwood Resource Center, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- M. Patterson Law Firm L.L.P.....\$28.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Michael Timm v. IMMC and State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

6. Iowa Code §7D.16

- A. Secretary of State Paul Pate requests permission to serve alcoholic beverages at the Iowa State Capitol Building on Saturday, August 14, 2021 for the 2021 National Association of Secretaries of State Summer Conference.

TAB # 3